

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

BRADBURY	# ✓	BURNS	✓	EDMONDS	✓
GiaQUINTA	# ✓	HENRY	✓	LONG	# ✓
REDD	✓	SCHMIDT	# ✓	TALARICO	✓

COUNCILMEMBER: _____

SPECIAL , 19 ,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION,
APPROVED AND PUBLISHED.

THE COUNCIL THEN ADJOURNED

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana, and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings the Common Council of the City of Fort Wayne, Indiana, for its Regular Session, held on 13th day of March, 19 90, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 25th day of March, 19 90.

Sandra E. Kennedy
Sandra E. Kennedy
Deputy
City Clerk



The City of Fort Wayne

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one
(1) ordinance concerning the vacation of a dedicated water and sewer easement.

The proposed ordinance is designated as:

BILL NO. G-90-02-23

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

Robert Hutner
Secretary

FACT SHEET

G-90-02-23

BILL NUMBER

**Division of Community
Development & Planning**

BRIEF TITLE

APPROVAL DEADLINE

REASON

Water & Sewer Easement Vacation

DETAILS**Specific Location and/or Address**

Summit Industrial Park

Reason for Project

Future sale of lots.

Discussion (Including relationship to other Council actions)26 February 1990 - Public Hearing

Ron Fletcher, Director of the Fort Wayne Redevelopment Commission appeared before the Commission. Mr. Fletcher stated that the Redevelopment Commission owns in Summit Industrial Park Lots 1, 2, 3, 4 & 6. He stated that they are requesting the vacation of the easements and right-of-way to allow the Commission to sell the parcels as one parcel for one development.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
Fort Wayne Redevelopment
Commission
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS**(For Council
use only)☐ Pass ☐ Other
☐ Pass (as
amended) ☐ Hold☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 February 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by
Patricia Biancaniello

Date 6 March 1990

Reviewed by

Date 3/8/90

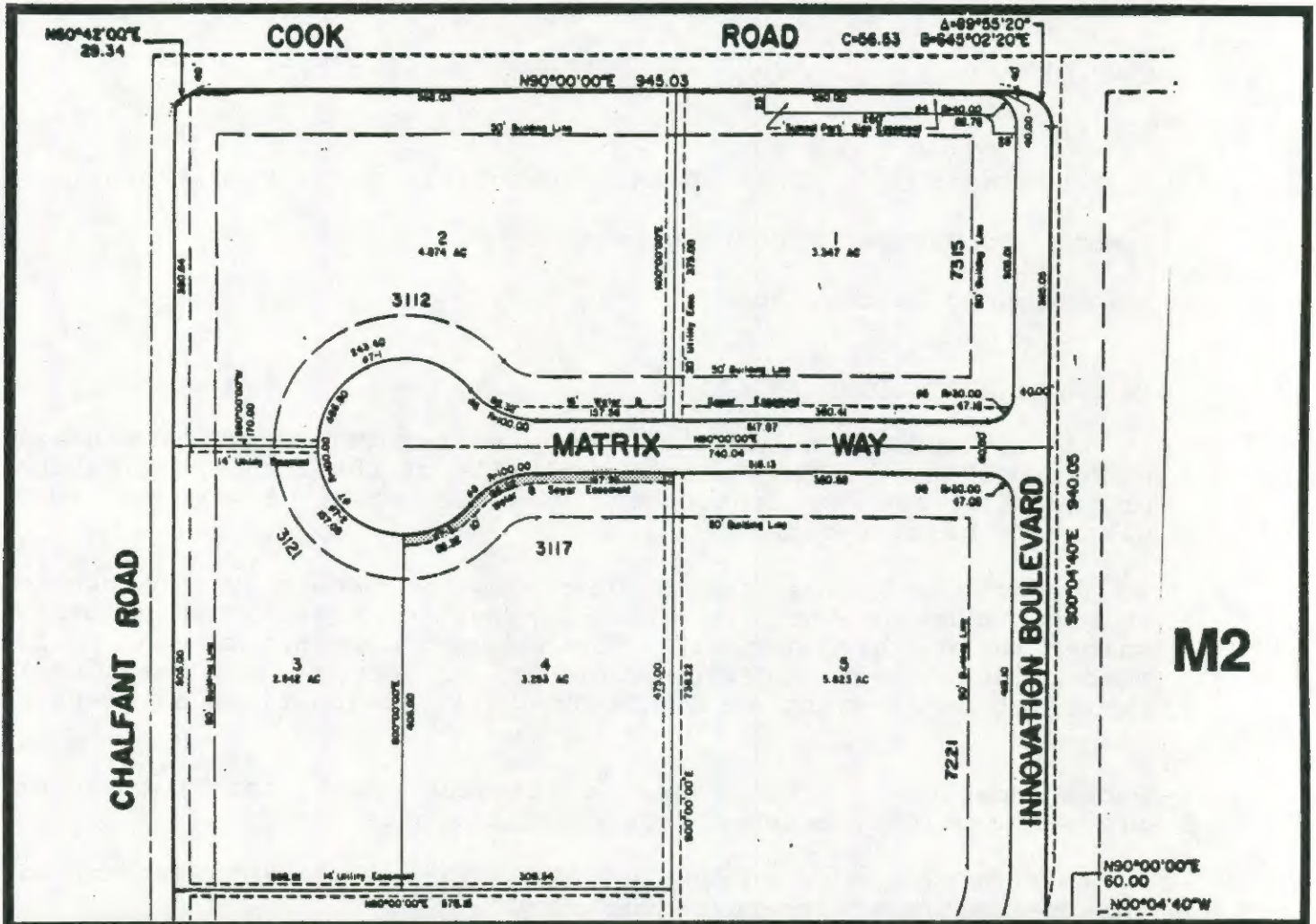
P. Biancaniello
Reference or Case Number

VACATION PETITION # 416

A PETITION TO VACATE THE DESCRIBED TEN FOOT WATER & SEWER EASEMENT.

MAP NO. I-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

M2 LIGHT INDUSTRY

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 2-6-90



The Fort Wayne Redevelopment Commission requests the vacation of various easements and a right-of-way.

Location: Summit Park (Matrix Way)
Legal: See file
Land Area: Approximately 1.68 acres total land area
Zoning: M-2
Surroundings: This is an industrially zoned subdivision.
Reason for Request: Future sale of lots.
Neighborhood Assoc.: None

Planning Staff Discussion:

It is our understanding that the street right-of-way has never been improved, and that a potential sale of the lots abutting the proposed street is contingent upon the right-of-way and some easements being vacated.

We do not feel that the right-of-way is necessary for public access needs or that it will in any way affect the property values of any area parcel. The easements do not appear to be needed, but their vacation would be subject to the petitioner providing replacement easements or utility relocations as needed.

Recommendation: Do Pass, contingent upon the petitioner providing utility easements or relocations as needed.

1) Neither the right-of-way nor the utility easements are needed for the continued growth of the city.

2) Vacation will not have an negative impact on any adjoining property.

RESOLUTION 78-189-5

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following water and sewer easement situated in Fort Wayne, Allen County, to-wit:

The north 10 feet of Lot #4, Summit Industrial Park, except for the 10 most eastern feet of Lot #4,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of the water and sewer easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said water and sewer easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said water and sewer easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public water and sewer easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

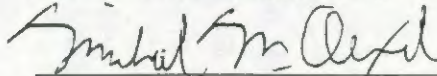
I, Charles E. Layton, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held March 7, 1990 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 7th DAY OF March 1990

FORT WAYNE BOARD OF PUBLIC WORKS



Charles E. Layton
Director of Public Works



Michael McAlexander
Director of Public Safety



Douglas M. Lehman
Director of Administration & Finance



The City of Fort Wayne

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated right-of-way.

The proposed ordinance is designated as:

BILL NO. G-90-02-22

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

Robert Hutner
Secretary

FACT SHEET

G-90-02-22

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Street Vacation Ordinance

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

Summit Industrial Park

Reason for Project

Future sale of lots.

Discussion (Including relationship to other Council actions)26 February 1990 - Public Hearing

Ron Fletcher, Director of the Fort Wayne Redevelopment Commission appeared before the Commission. Mr. Fletcher stated that the Redevelopment Commission owns in Summit Industrial Park Lots 1, 2, 3, 4 & 6. He stated that they are requesting the vacation of the easements and right-of-way to allow the Commission to sell the parcels as one parcel for one development.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
Fort Wayne Redevelopment
Commission
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other☐ Pass (as
amended) ☐ Hold☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐ No

☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 February 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by
Patricia Biancaniello

Date 6 March 1990

Reviewed by
P. Biancaniello
Reference or Case Number

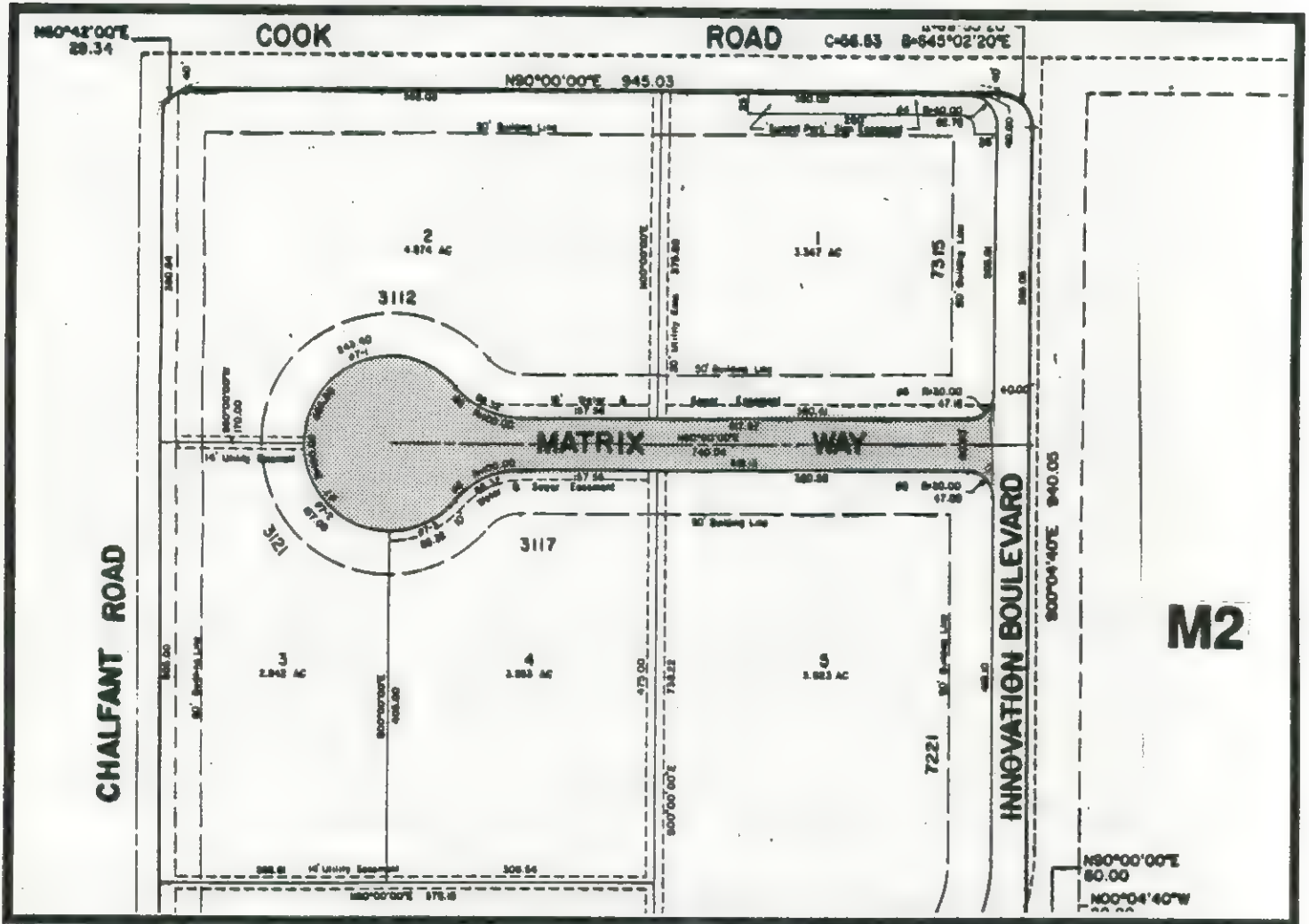
Date 5/1/90

VACATION PETITION # 420

A PETITION TO VACATE THE DESCRIBED STREET.

MAP NO. I-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

M2 LIGHT INDUSTRY

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 2-6-90



The Fort Wayne Redevelopment Commission requests the vacation of various easements and a right-of-way.

Location: Summit Park (Matrix Way)
Legal: See file
Land Area: Approximately 1.68 acres total land area
Zoning: M-2
Surroundings: This is an industrially zoned subdivision.
Reason for Request: Future sale of lots.
Neighborhood Assoc.: None

Planning Staff Discussion:

It is our understanding that the street right-of-way has never been improved, and that a potential sale of the lots abutting the proposed street is contingent upon the right-of-way and some easements being vacated.

We do not feel that the right-of-way is necessary for public access needs or that it will in any way affect the property values of any area parcel. The easements do not appear to be needed, but their vacation would be subject to the petitioner providing replacement easements or utility relocations as needed.

Recommendation: Do Pass, contingent upon the petitioner providing utility easements or relocations as needed.

1) Neither the right-of-way nor the utility easements are needed for the continued growth of the city.

2) Vacation will not have an negative impact on any adjoining property.

OK.

Matrix Way in its entirety as recorded on the final plat of Summit Industrial Park by the Allen County Recorder on June 26, 1986, recording number 81-021841, in Book 48, Page 2,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated right of way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

STATE OF INDIANA))
COUNTY OF ALLEN) SS:

DATED THIS 27th DAY OF March 1990

Douglas M. Lehman
Director of Administration & Finance



The City of Fort Wayne

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one
(1) ordinance concerning the vacation of a dedicated water and sewer easement.

The proposed ordinance is designated as:

BILL NO. G-90-02-24

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

A handwritten signature in dark ink, appearing to read "Robert Hutner", is written over a horizontal line.

Robert Hutner
Secretary

FACT SHEET

G-90-02-24

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE****APPROVAL DEADLINE****REASON**

Water & Sewer Easement Vacation

DETAILS**Specific Location and/or Address**

Summit Industrial Park

Reason for Project

Future sale of lots.

Discussion (Including relationship to other Council actions)26 February 1990 - Public Hearing

Ron Fletcher, Director of the Fort Wayne Redevelopment Commission appeared before the Commission. Mr. Fletcher stated that the Redevelopment Commission owns in Summit Industrial Park Lots 1, 2, 3, 4 & 6. He stated that they are requesting the vacation of the easements and right-of-way to allow the Commission to sell the parcels as one parcel for one development.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
Fort Wayne Redevelopment
Commission
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

**CITY COUNCIL
ACTIONS**(For Council
use only)☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or
Program
Change

☐ No

☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 February 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by
Patricia Biancaniello

Date 6 March 1990

Reviewed by

Date 3/8/90

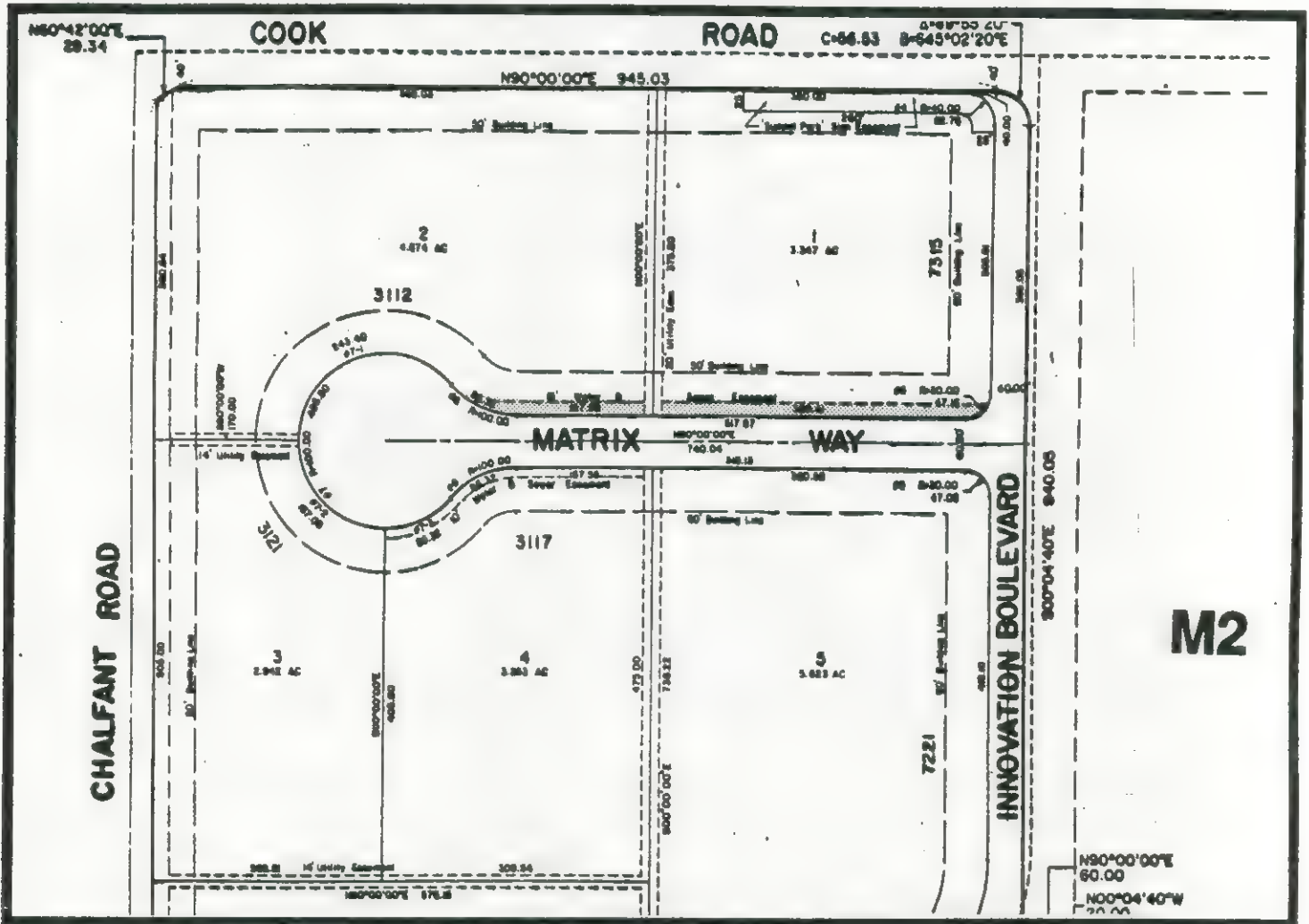
Reference or Case Number

VACATION PETITION #417

A PETITION TO VACATE THE DESCRIBED FIFTEEN FOOT WATER & SEWER EASEMENT.

MAP NO. I-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

M2 LIGHT INDUSTRY

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 2-6-90



The Fort Wayne Redevelopment Commission requests the vacation of various easements and a right-of-way.

Location: Summit Park (Matrix Way)
Legal: See file
Land Area: Approximately 1.68 acres total land area
Zoning: M-2
Surroundings: This is an industrially zoned subdivision.
Reason for Request: Future sale of lots.
Neighborhood Assoc.: None

Planning Staff Discussion:

It is our understanding that the street right-of-way has never been improved, and that a potential sale of the lots abutting the proposed street is contingent upon the right-of-way and some easements being vacated.

We do not feel that the right-of-way is necessary for public access needs or that it will in any way affect the property values of any area parcel. The easements do not appear to be needed, but their vacation would be subject to the petitioner providing replacement easements or utility relocations as needed.

Recommendation: Do Pass, contingent upon the petitioner providing utility easements or relocations as needed.

1) Neither the right-of-way nor the utility easements are needed for the continued growth of the city.

2) Vacation will not have a negative impact on any adjoining property.



The City of Fort Wayne

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated utility easement.

The proposed ordinance is designated as:

BILL NO. G-90-02-26

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

A handwritten signature in black ink, appearing to read "Robert Hutner", is written over a horizontal line.

Robert Hutner
Secretary

FACT SHEET

G-90-02-26

**Division of Community
Development & Planning****BILL NUMBER****BRIEF TITLE**

Utility Easement Vacation

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

Summit Industrial Park

Reason for Project

Future sale of lots.

Discussion (Including relationship to other Council actions)26 February 1990 - Public Hearing

Ron Fletcher, Director of the Fort Wayne Redevelopment Commission appeared before the Commission. Mr. Fletcher stated that the Redevelopment Commission owns in Summit Industrial Park Lots 1, 2, 3, 4 & 6. He stated that they are requesting the vacation of the easements and right-of-way to allow the Commission to sell the parcels as one parcel for one development.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS**Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
Fort Wayne Redevelopment
Commission
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

**CITY COUNCIL
ACTIONS**

(For Council
use only)

☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 February 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by
Patricia Biancaniello

Date 6 March 1990

Reviewed by

Date 3/15/90

K. Biancaniello

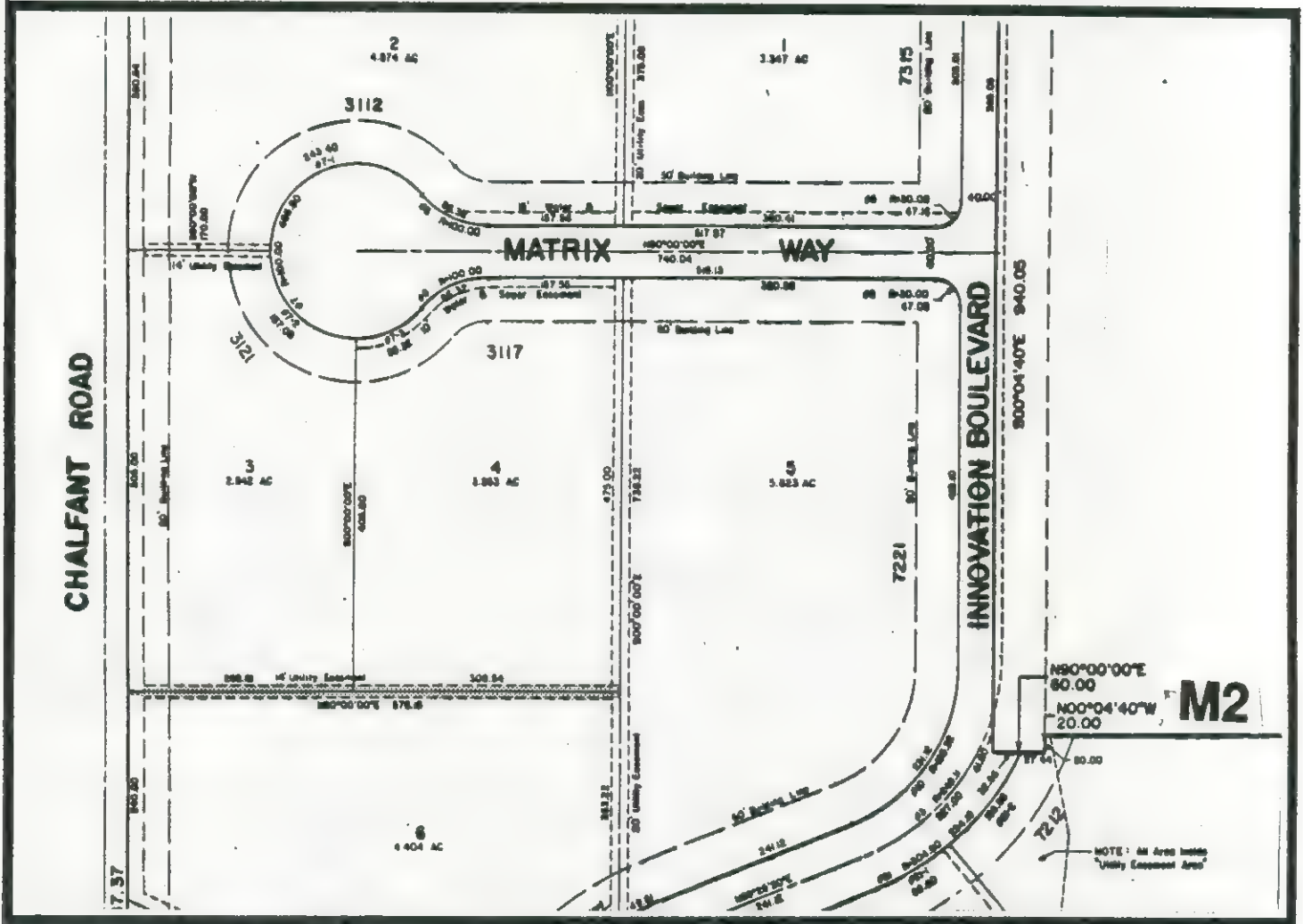
Reference or Case Number

VACATION PETITION #419

A PETITION TO VACATE THE DESCRIBED FOURTEEN FOOT UTILITY EASEMENT.

MAP NO. I-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

M2 LIGHT INDUSTRY

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 2-6-90



The Fort Wayne Redevelopment Commission requests the vacation of various easements and a right-of-way.

Location: Summit Park (Matrix Way)
Legal: See file
Land Area: Approximately 1.68 acres total land area
Zoning: M-2
Surroundings: This is an industrially zoned subdivision.
Reason for Request: Future sale of lots.
Neighborhood Assoc.: None

Planning Staff Discussion:

It is our understanding that the street right-of-way has never been improved, and that a potential sale of the lots abutting the proposed street is contingent upon the right-of-way and some easements being vacated.

We do not feel that the right-of-way is necessary for public access needs or that it will in any way affect the property values of any area parcel. The easements do not appear to be needed, but their vacation would be subject to the petitioner providing replacement easements or utility relocations as needed.

Recommendation: Do Pass, contingent upon the petitioner providing utility easements or relocations as needed.

1) Neither the right-of-way nor the utility easements are needed for the continued growth of the city.

2) Vacation will not have an negative impact on any adjoining property.

A 14 foot utility easement located at the north 7 feet of Lot 6 and the south 7 feet of Lot 3 and Lot 4 of Summit Industrial Park, except for the 20 most western feet of Lot 6 and the 10 most eastern feet of Lot 6, and the 20 most western feet of Lot 3 and the 10 most eastern feet of Lot 4,

Douglas M. Lehman
Director of Administration & Finance

RESOLUTION

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following utility easement situated in Fort Wayne, Allen County, to-wit:

A 14 foot utility easement located at the north 7 feet of Lot 6 and the south 7 feet of Lot 3 and Lot 4 of Summit Industrial Park, except for the 20 most western feet of Lot 6 and the 10 most eastern feet of Lot 6, and the 20 most western feet of Lot 3 and the 10 most eastern feet of Lot 4,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on February 26, 1990 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said utility easement.

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said utility easement in Allen County, Indiana.

STATE OF INDIANA))
COUNTY OF ALLEN) SS:

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held March 5, 1990, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 6 DAY OF March 1990

FORT WAYNE DUTY PLAN COMMISSION

Robert Hutner
Secretary



The City of Fort Wayne

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated utility easement.

The proposed ordinance is designated as:

BILL NO. G-90-02-25

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

A handwritten signature in dark ink, appearing to read "Robert Hutner", is written over a horizontal line.

Robert Hutner
Secretary

FACT SHEET

G-90-02-25

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Utility Easement Vacation

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

Summit Industrial Park

Reason for Project

Future sale of lots.

Discussion (Including relationship to other Council actions)26 February 1990 - Public Hearing

Ron Fletcher, Director of the Fort Wayne Redevelopment Commission appeared before the Commission. Mr. Fletcher stated that the Redevelopment Commission owns in Summit Industrial Park Lots 1, 2, 3, 4 & 6. He stated that they are requesting the vacation of the easements and right-of-way to allow the Commission to sell the parcels as one parcel for one development.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the seven members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
Fort Wayne Redevelopment
Commission
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other☐ Pass (as
amended) ☐ Hold☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or
Program
Change

☐ No

☐ Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 12 February 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by
Patricia Biancaniello

Date 6 March 1990

Reviewed by

Date 3/5/90

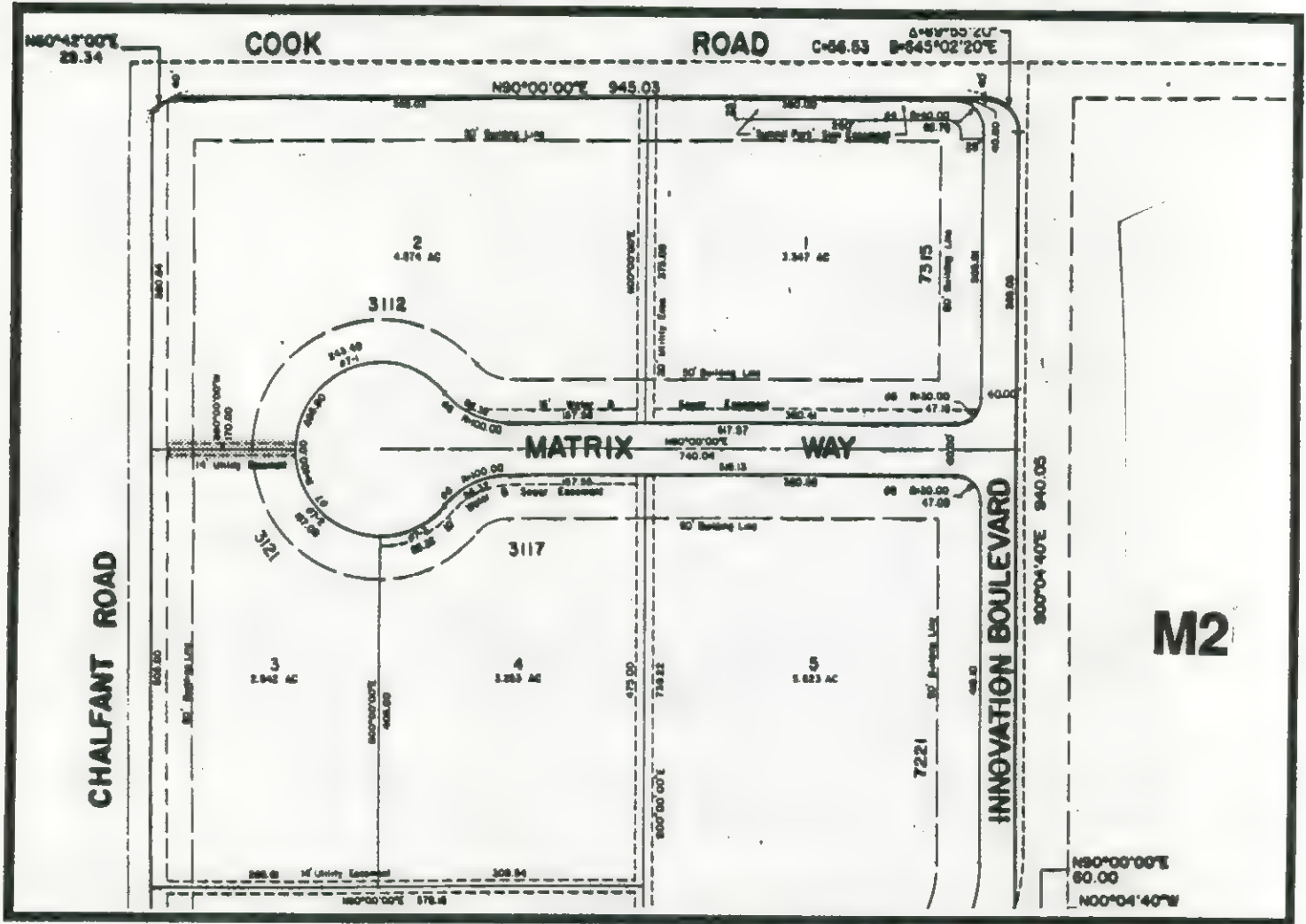
Reference or Case Number

VACATION PETITION #418

A PETITION TO VACATE THE DESCRIBED FOURTEEN FOOT UTILITY EASEMENT.

MAP NO. I-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

M2 LIGHT INDUSTRY

LAND USE:



COMMERCIAL

SCALE: NTS

DATE: 2-6-90



The Fort Wayne Redevelopment Commission requests the vacation of various easements and a right-of-way.

Location: Summit Park (Matrix Way)
Legal: See file
Land Area: Approximately 1.68 acres total land area
Zoning: M-2
Surroundings: This is an industrially zoned subdivision.
Reason for Request: Future sale of lots.
Neighborhood Assoc.: None

Planning Staff Discussion:

It is our understanding that the street right-of-way has never been improved, and that a potential sale of the lots abutting the proposed street is contingent upon the right-of-way and some easements being vacated.

We do not feel that the right-of-way is necessary for public access needs or that it will in any way affect the property values of any area parcel. The easements do not appear to be needed, but their vacation would be subject to the petitioner providing replacement easements or utility relocations as needed.

Recommendation: Do Pass, contingent upon the petitioner providing utility easements or relocations as needed.

1) Neither the right-of-way nor the utility easements are needed for the continued growth of the city.

2) Vacation will not have an negative impact on any adjoining property.

448

A 14 foot utility easement located at the north 7 feet of Lot #3 and the south 7 feet of Lot #2 of Summit Industrial Park, except for the 20 most western feet of Lot 2 and the 20 most western feet of Lot 3.

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

I, Charles E. Layton, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held March 7, 1990 and as same appears of record in the official records of the Board of Public Works.

FORT WAYNE BOARD OF PUBLIC WORKS

Michael McAlexander
Director of Public Safety

Douglas M. Lehman
Director of Administration & Finance



THE CITY OF FORT WAYNE

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
CityCounty Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:


Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946.) The proposed ordinance is designated as:

Bill No. Z-90-02-19

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.



Robert Hutner
Secretary

FACT SHEET

Z-90-02-19

**Division of Community
Development & Planning**

BILL NUMBER

BRIEF TITLE**APPROVAL DEADLINE****REASON**

Zoning Ordinance Amendment

From R-2 to R-3

DETAILS**Specific Location and/or Address**

900 E Cook Road

Reason for Project

To allow the U.S. Marine Corp League, Fort
Miami Detachment to build a private club.

Discussion (Including relationship to other Council actions)

26 February 1990 - Public Hearing

See Attached Minutes of Meeting

5 March 1990 - Business Meeting

Motion was made and seconded to return
the ordinance to the Common Council
with a DO NOT PASS recommendation.

Of the seven (7) members present, six (6)
voted in favor of the motion, one (1) did
not vote.

Motion carried.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**

Richard & Linata J Bidlack

City Department

Other

Opponents**Groups or Individuals**

Pornteb Nathanlag, 824 E Cook
Gerald Gunkel, 1202 E Cook

Basis of Opposition

-would be detriment to area;
-use is not compatible with
surrounding residential area;

**Staff
Recommendation**☐ For☒ Against**Reason Against**

-approval would constitute
spot zoning; -approval could
have a negative impact on
property values;

**Board or
Commission
Recommendation**

By

☐ For☒ Against☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

Date 24 January 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by

Date 6 March 1990

Patricia Biancaniello

Reviewed by

Date 3/8/90

Kathy McPherson
Reference or Case Number

Public Hearing on Zoning Ordinance Amendments

- a. Change of Zone #413
From R-2 to R-3
900 E Cook Road

Robert Bash, representing the Marine Corps League as a trustee appeared before the Commission. Mr. Bash stated that if rezoned they are proposing to construct a building to house a private non-profit club. He stated that he has met with the neighborhood association. He stated that they propose to build a 7800 square foot building. He stated that the property is 1300 feet deep and 255 feet wide. He stated that they are proposing to build to the front of the land and this would leave over 1100 feet of land in the rear vacant and in woods. He stated they feel their proposal is better than an apartment complex or duplexes which was originally proposed. He stated that they feel this will enhance the area. He stated that they are also prepared to put in a excel/decel lanes as required by the city. The city has stated concern about the site being screened from the street. He stated that they will be setting back 130 to 160 feet from the front property line. He stated there are already some trees on the property and they would add more if requested. He stated that they do not intend to develop the land to the rear.

Wil Smith stated what type of response he had received from the Neighborhood Association.

Mr. Bash stated that there was approximately 30 people present at the meeting and their main concern was that people from the club might drift over into the area park.

Mr. Smith questioned if they were receptive to this request.

Mr. Bash felt they were. He stated they were concerned about the noise. He stated however that their building will be a steel building with no windows. He stated that they will be at least 40 feet from the nearest house on the west side of the property.

David Long questioned why they were requesting a zoning change instead of a variance.

Mr. Bash stated that was what he was advised to do so by the Commission staff.

Mel Smith questioned how many members they have in the post.

Mr. Bash stated that there are approximately 200.

Mr. Smith questioned if they were located anywhere presently.

Mr. Bash stated they have been using the VFW Post off of Main Street.

Mr. Smith questioned what purpose the building would be used for.

Mr. Bash stated that they would basically use it for members wedding receptionists for meetings, for bingo. He stated that they raise funds by sponsoring bingo. He stated they play once or twice a week.

Robert Hutner stated that he felt this request should be placed before the Board of Zoning Appeals and not before the Plan Commission.

Wayne O'Brien, planner with C&ED, stated that there is a provision in the Zoning Ordinance for a contingent use for a private club, however, that does not allow any private clubs that have alcoholic beverages. He stated that they were under the impression that the Marine Corps League would have alcohol at their facility. He stated that the other type of variance that would apply would be a Use Variance and under state law there are five items that have to be addressed. He stated that one of which is a hardship upon the property. He stated that the hardship has to be unique that prevents the property from being developed from any of its permitted uses. He stated that is an item that is generally very difficult to prove. He stated that staff did not believe that there is a hardship on the property. He stated that staff felt that the rezoning was the best approach. He stated that he does not believe that staff encouraged a rezoning request at this site.

Opposition:

Pornteb Nathanlag, 824 E Cook Road
Vicki Nathanlag, 824 E Cook Road
Gerald Gunkel, 1202 E Cook Rd
Vernon Wyatt, 1105 E Cook Rd
Andy LaRowe, 923 Cherry Blossom Ln

Mr. Nathanlag is the nearest neighbor to the property in question. He stated that his home would be within 110 feet of the proposed structure.

The concerns of the people who spoke in opposition were:

- the noise pollution that would come from this type of establishment;
- the type of establishment would bring alcohol into the area and present a damaging influence on the children in the area;
- the hours of operation could be any hour of the day or evening;
- the operation would create a liter problem with people coming and going and dropping their liter;
- wherever they serve alcohol there is always the potential for trouble;
- do not want their families subjected to this type of use in their area;

In rebuttal Mr. Bash stated that they have a lounge for the

benefit of the members, but they are not opening a bar. He stated that they would not be using this facility seven days a week and that any receptionists or parties are required supervised by a City or County police officer. He stated also that they are putting a great deal of expense in the building of the structure, with \$36,000 for heating, air conditioning and smoke eaters. He stated they do not intend to have the doors open on the structure during any function.

Mel Smith questioned if they had another option for land.

Mr. Bash stated they have another option at the corner of Butler and Goshen Road, but it would take an additional \$30,000 just to prepare the land for construction. He stated that they have a limited budget. He stated that it seemed to him at the neighborhood meeting that the area residents want the land to set vacant, which is not a reasonable request.

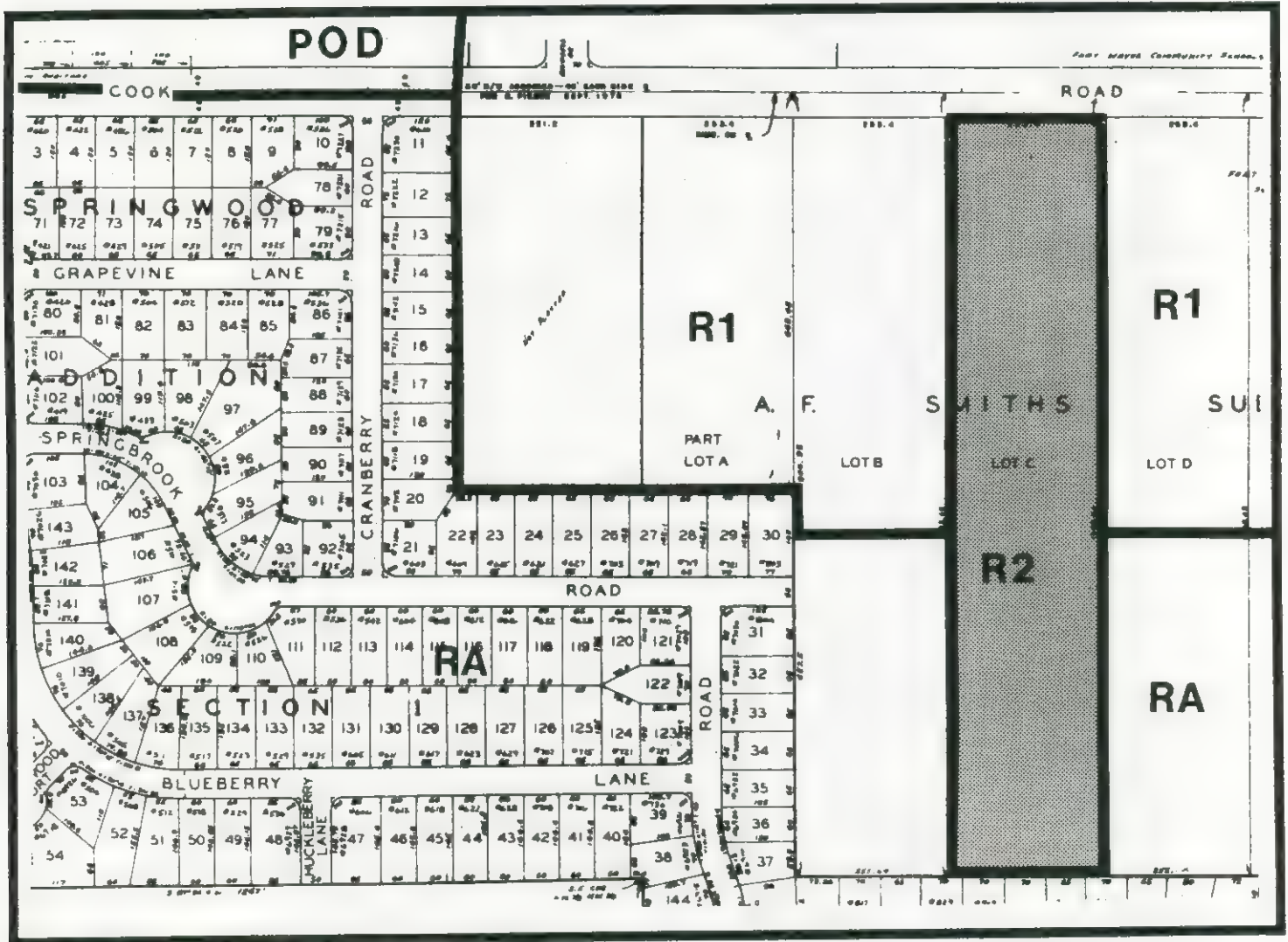
There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

REZONING PETITION #413

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING THE DESCRIBED PROPERTY FROM A R2 DISTRICT TO A R3 DISTRICT.

MAP NO. N-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

R1 RESIDENTIAL DISTRICT

R2 RESIDENTIAL DISTRICT

RA RESIDENCE "A"

LAND USE:

☐ SINGLE FAMILY

SCALE: 1"=30'

DATE: 2-6-90



24

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 27, 1990 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-90-02-19;

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 26, 1990.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1990.

Certified and signed this
6th day of March 1990.



Robert Hutner
Secretary

Robert C. Bastian, agent for Richard R. and Miota Jane Bidlack, requests a change of zone from R-2 to R-3.

Location: 900 E. Cook Road

Legal: Lot C of A. F. Smiths addition

Land Area: Approximately 7.6 acres

Zoning: R-2

Surroundings:	North	R-1	SFR and school
	South	RA	Single Family Residential
	East	R-1/RA	School
	West	R-1/RA	SFR and greenhouse

Reason for Request: To allow the U.S. Marine Corp. League, Fort Miami Detachment to build a private club.

Neighborhood Assoc.: Springwood/Orchard Woods Civic Association

Neighborhood Plan: No comment.

Comprehensive Plan: The General Land Use Policies of the Comprehensive Plan state that rezoning and development proposals should be compatible with existing and planned land uses and should not establish an undesirable precedent in the area to be developed. The Goal in the North Sector, where this request is located, is for orderly growth. The proposed use is not consistent with the surrounding uses.

Landscape: Any non-residential uses on this site should be screened from view of surrounding properties and street views.

Planning Staff Discussion:

This parcel is currently zoned R-2. At one time the front portion of this parcel was zoned R-1 and the rear zoned RA. Due to various development attempts over the years the property was rezoned to R-1, and then R-2. The R-2 designation was approved by Common Council in 1988, although the staff and the Plan Commission had both recommended a Do Not Pass. That recommendation was made based on evaluation of the petition against established criteria. (The Comprehensive Plan, conditions and character of uses in the immediate area, highest use, conservation of property values, and the principles of responsible development and growth.)

The physical configuration of the parcel has caused some apparent

difficulty with proposed development of the site, as the parcel is relatively long and narrow. The immediate area is predominately single family residential with two schools and a legal non-conforming greenhouse/florist in the vicinity. There are no R-3 designated parcel in the area.

We are concerned with the potential impact of this petition on the surrounding area. The R-3 designation would permit a number of uses including multi-family, nursing homes, tourists home, non-profit private clubs and a mortuary. Some of these uses could represent increased traffic or density which could have a negative effect on the surrounding properties. Unfortunately, as with any rezoning petition, approval would allow for any of the permitted uses. We do not feel that approval would be consistent with the goals of the Comprehensive Plan, nor in the best interests of the area.

Recommendation: Do Not Pass

- 1) Approval would constitute a "spot zoning" as there are no other R-3 parcels in the vicinity.
- 2) Approval could have a negative impact on property values.
- 3) Approval is not consistent with the goals of the Comprehensive Plan, nor would it be in character with the existing development in the immediate area.



THE CITY OF FORT WAYNE

6 March 1990

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
CityCounty Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946.) The proposed ordinance is designated as:

Bill No. Z-90-02-20

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
6th day of March 1990.

Robert Hutner
Secretary

FACT SHEET

Z-90-02-20

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE** **APPROVAL DEADLINE** **REASON**Zoning Ordinance Amendment
From B-1-B to B-3-B**DETAILS****Specific Location and/or Address**

2105 thru 2145 Taylor Street

Reason for ProjectWarehousing and wholesale storage.
(Petition filed did not state use.)**Discussion (Including relationship to other Council actions)**26 February 1990 - Public Hearing

Chris Rongas, appeared before the Commission. Mr. Rongas stated that they are in the process of purchasing a portion of the property in question. He stated that they want to build a structure for the purpose of using the property for a wholesale club. He stated that they supply 15 restaurants and own a grocery store and they want to build a new structure to house the wholesale process because they presently have no more room in the existing grocery.

David Long questioned what was currently on the site.

Mr. Rongas stated it was called American Locksmith. He stated that their business would be essentially a warehouse to store supplies for the restaurants they stock as well as for their grocery.

David Wright stated that the request for B3B would not accommodate the use of warehousing or wholesaling. He stated it would require at least an M-1 zoning classification.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**Applicant(s)
Richard Gaskill

City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☐ For ☒ Against

Reason Against
-approval would not be consistent with the goals of the Comprehensive Plan for area;

**Board or
Commission
Recommendation**

By

☐ For ☒ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**

<input type="checkbox"/> Pass	<input type="checkbox"/> Other
<input type="checkbox"/> Pass (as amended)	<input type="checkbox"/> Hold
<input type="checkbox"/> Council Sub.	<input type="checkbox"/> Do not pass

DETAILS

Steve Smith stated that prior to the March 5th Business Meeting they should meet with staff and clarify if the zoning requested would accommodate the use planned.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

5 March 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO NOT PASS recommendation.

Of the seven (7) members present six (6) voted in favor of the motion, one (1) did not vote.

Motion carried.

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No	<input type="checkbox"/> Yes
Operational Impact Assessment		

(This space for further discussion)

Project Start

Date 24 January 1990

Projected Completion or Occupancy

Date 6 March 1990

Fact Sheet Prepared by

Date 6 March 1990

Patricia Biancaniello

Reviewed by

Date 3/8/90

Harry Magliocco

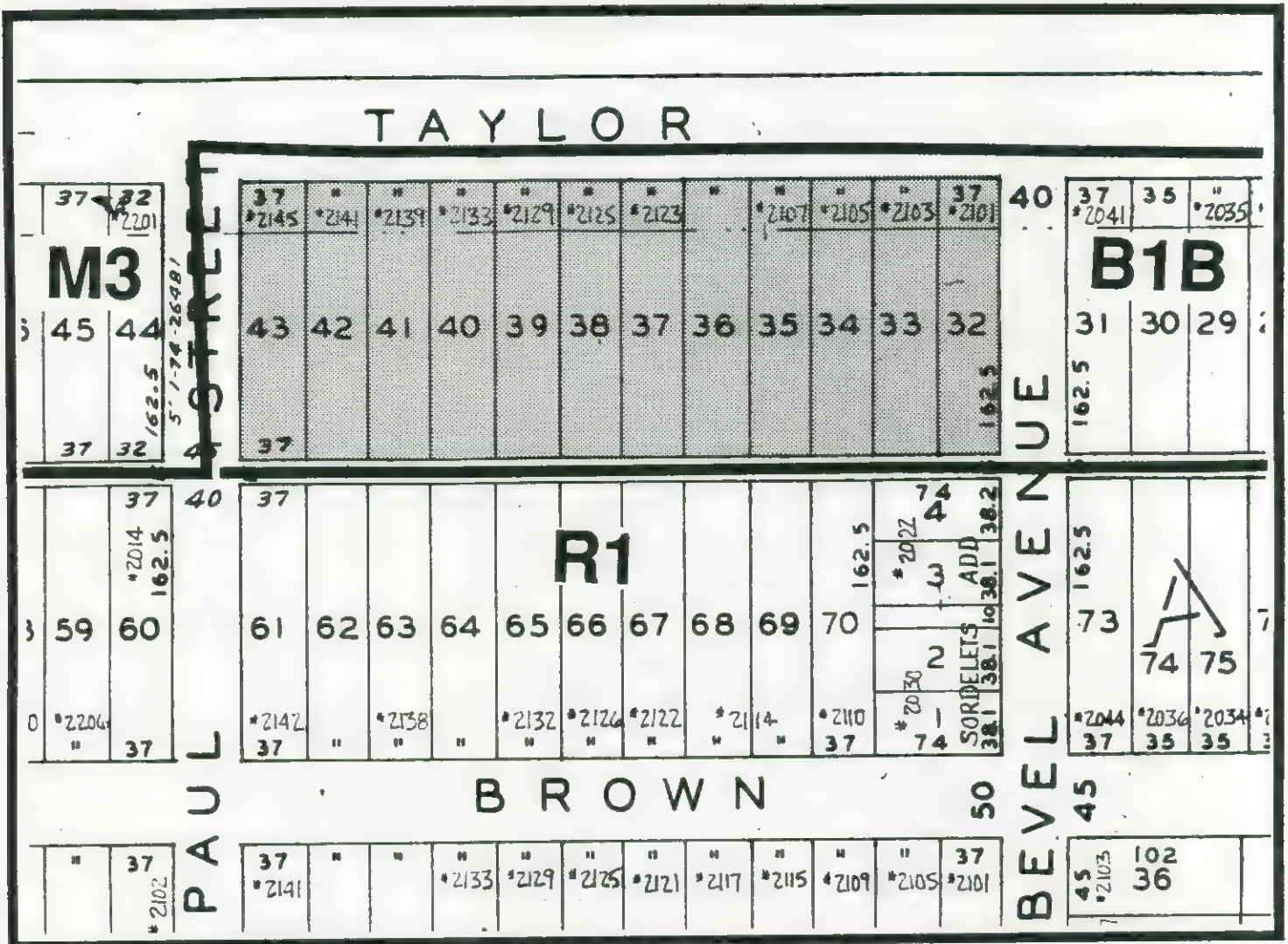
Reference or Case Number

REZONING PETITION #414

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING THE DESCRIBED PROPERTY FROM A B1B DISTRICT TO A B3B DISTRICT.

MAP NO. J-3

COUNCILMANIC DISTRICT NO. 4



ZONING:

R1 RESIDENTIAL DISTRICT

M1 LIGHT INDUSTRY

B1B LIMITED BUSINESS "B"

LAND USE:

☐ COMMERCIAL

☐ INDUSTRIAL

SCALE: 1"=100'

DATE: 2-6-90



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 27, 1990 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-90-02-20;

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 26, 1990.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 5, 1990.

Certified and signed this
6th day of March 1990.



Robert Hutner
Secretary

Richard and Diane Gaskill request a change of zone from B-1-B to B-3-B.

Location: 2105 Taylor to 2145 Taylor inclusive
Legal: Lots 32 through 43 in Electric Addition
Land Area: Approximately 1.75 acres
Zoning: B-1-B
Surroundings: North M-3 Industrial
South R-1 Residential
East B-1-B Commercial & Residential
West M-3 Industrial

Reason for Request: Not stated on petition

Neighborhood Assoc.: Westfield Neighborhood Association

Neighborhood Plan: The location identified in the petition is an area included in the current City of Fort Wayne Community Development Plan. This area is in a Neighborhood Strategy Area, which are the primary targets of this plan.

This plan has as one of its major goals to preserve the housing stock in low and moderate income areas, which this area is. Specifically, the Plan states that the city will, "Prevent encroachment of commercial...uses into residential areas, except when the business involved is a needed neighborhood-oriented business..."

The petition seeks to increase the intensity of commercial activity on this half-block, the other half of which is zoned for single family residences. The proposed rezoning would, therefore, contradict both the goals of the Plan and the significant efforts designed to carry out those goals.

Comprehensive Plan: The General Land Use Policies of the Comprehensive Plan state that rezoning and development proposals should be compatible with existing and planned land uses and should not establish an undesirable precedent in the area to be developed. The Goal in the Middle Ring, where this request is located, is to maintain investments and prevent deterioration in existing neighborhoods. Less restrictive commercial uses set a poor

precedent for the stability of the residential area to be south.

Landscape:

Uses available with B-3-B zoning are not compatible with residential uses to the south due to potential noise or traffic. No evidence of hardship in existing B-1-B zoning is evident.

Planning Staff Discussion:

This north side of Taylor Street in this area is zoned M-3, a heavy industrial classification. The south side has been zoned B-1-B between the river to the east and Paul Street to the west. The B-1-B designation extends south from Taylor to the east/west alley. While not ideal, this alley serves as somewhat of a buffer to the residential uses to the south.

The requested zoning designations permits a myriad of uses ranging from auto repair and used car sales to arcades and repair/service establishments.

The Comprehensive Plan establishes certain goals in this area that address the need to maintain investments and prevent deterioration in existing neighborhoods. An additional concern is that this area is located within the defined floodway fringe. According to projected floodway improvements, this area would remain in the unprotected fringe area.

In view of the goals of the Comprehensive Plan for this area, and the location of these parcels within the floodway fringe, we do not believe that it would be in the best interest of the City to approve this request.

Recommendation: Do Not Pass, for the following reasons:

- 1) Approval would not be consistent with the goals of the Comprehensive Plan.
- 2) Allowing a possible intensification of uses in this area would not represent responsible growth as the property is located in a floodway fringe area.
- 3) Approval could lead to deterioration of the housing stock located to the south.

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers:

22/90/E, 23/90/E, 24/90/E, 25/90/E, 26/90/E, 27/90/E, 28/90/E
29/90/E, 30/90/E, 31/90/E, 32/90/E, 33/90/E and 34/90/E

For the purpose of enforcement, please make this
communication and the attached Regulatory Resolutions a
matter of record and incorporate them into the minutes of the
next Common Council Meeting.

Respectfully Submitted,

M. M. Alexander
Chairman, Board of Safety *(pc)*

R E T U R N C E R T I F I C A T E

Regulatory Resolution No. 22/90/E, 23/90/E, 23/90/E, 24/90/E,
25/90/E, 26/90/E, 27/90/E, 28/90/E, 29/90/E, 30/90/E, 31/90/E,
32/90/E, 33/90/E, 34/90/E.

I hereby certify that I did this 8th day of March, 1990 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. SEE ABOVE of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, 1986.

M. M. Alexander
CHAIRMAN, Board of Safety (pc)

REGULATORY RESOLUTION NO. 22/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING _____ (EMERGENCY)

_____; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING _____ (EMERGENCY)

Jessie Avenue --west side--

from Putnam Street to
Spring Street

REGULATORY RESOLUTION NO. 23/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING FIRE LANE _____ (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING FIRE LANE _____ (EMERGENCY)

Bishop Luers High School
333 East Paulding Road

(See attached map)

REGULATORY RESOLUTION NO. 24/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

DELETE: _____ (EMERGENCY)

2 HR PARKING 8 AM TO 6 PM

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: _____ (EMERGENCY)

2 HR PARKING 8 AM TO 6 PM

Harrison Street --west side--

from Baker Street to
the first alley north

REGULATORY RESOLUTION NO. 25/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

_____; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

Eliza Street --south side--

from 40' east of Ohio
Street to 20' east
thereof

REGULATORY RESOLUTION NO. 26/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING 7 AM TO 4 PM (EMERGENCY)
SCHOOL DAYS ONLY

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING 7 AM TO 4 PM (EMERGENCY)
SCHOOL DAYS ONLY

Spruce Drive --both sides-- from Spruce Lane to it's western terminus

REGULATORY RESOLUTION NO. 27/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)

Woodview Manor Apartments
3506 Timberhill Drive

see attached map

REGULATORY RESOLUTION NO. 28/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

THRU STREET _____ (EMERGENCY)

_____; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

THRU STREET _____ (EMERGENCY)

Inwood Drive

--from Lake Avenue to State Blvd.
except at Lake Avenue and State
Blvd.

REGULATORY RESOLUTION NO. 29/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING (EMERGENCY)

DELETE:

NO PARKING (EMERGENCY)

_____; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Wells Street --west side-- from Fairmount Place to
30' north of High Street

DELETE:

NO PARKING (EMERGENCY)

Wells Street --west side-- from Fairmount Place to
75' north of High Street

REGULATORY RESOLUTION NO. 30/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING _____ (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING _____ (EMERGENCY)

Commercial Road

from 265' east of the west
terminus to 360' east thereof

REGULATORY RESOLUTION NO. 31/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

DELETE: _____ (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

STOP INTERSECTION _____ (EMERGENCY)

Knollridge Drive (southbound only) --stop-- for Morningknoll Drive

REGULATORY RESOLUTION NO. 32/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

_____; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

Liberty Drive

from Bluffton Road to Lower
Huntington Road

REGULATORY RESOLUTION NO. 33/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 25 WHEN CHILDREN PRESENT (EMERGENCY)

New Haven Avenue from Birchwood Avenue to Roy Street

REGULATORY RESOLUTION NO. 34/90/E

(Adopted March 7, 1990)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-4 of said chapter delegates to this Board authority to _____

NO PARKING FIRE LANE (EMERGENCY)

_____ ; and

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 2, 1990, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

March 7, 1990, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING FIRE LANE (EMERGENCY)

Bishop Luers High School
333 East Paulding Road